

**COUNTY COUNCIL OF FREDERICK COUNTY**  
**MEETING MINUTES**  
**Tuesday, December 1, 2020**

Council Members M.C. Keegan-Ayer, President; Michael Blue, Vice-President, Jerry Donald, Kai Hagen, Jessica Fitzwater, Phil Dacey and Steve McKay were present for the meeting.

Also present were Ragen Cherney, Chief of Staff, County Council; Bryon Black, County Attorney; Catherine Keller, Assistant County Attorney; Sarah Ambrosio, Recording Secretary; and Nancy Luna, Executive Assistant, County Council.

Council President M.C. Keegan-Ayer called the meeting to order at 5:30 p.m. virtually via video conference.

**Opening Statement from Council President M.C. Keegan-Ayer**

Good Evening and welcome to the virtual meeting of the Frederick County Council. Today is Tuesday, December 1, 2020, and it is a legislative day for the County Council.

The Frederick County Council is continuing to conduct our meetings on-line during this time and it seems this may be the way we will be holding our meetings for the foreseeable future due to concerns about the spread of the COVID virus.

Our meetings are televised on Frederick County Government Channel 19, on Frederick County Government's website: [www.FrederickCountyMD.Gov/FCGTV](http://www.FrederickCountyMD.Gov/FCGTV), and while we are meeting virtually, we will continue to use our software program which allows the public to watch and participate in our meetings. Please go to [www.frederickcountymd.gov/councilmeetings](http://www.frederickcountymd.gov/councilmeetings) in order to watch us on that format.

You may still send us comments via email at: ([Councilmembers@frederickcountymd.gov](mailto:Councilmembers@frederickcountymd.gov)), or by calling our office line (301) 600-1135 and leaving a voicemail message. Or using our virtual format, you may call toll free 855-925-2801 and enter meeting code 8365 to listen to our meetings live and to give public comment. I will be giving instructions for how to give public comment before each portion of our meeting when public comment will be received. As always, all comments received will be reflected in the minutes.

As a reminder during these virtual meetings, I will periodically stop to allow the members to ask any questions in a round robin type fashion, calling the council members by name to make sure the public is aware of which member has the floor.

As a continued caution to our Council Members – Please be respectful of each other's time and wait to be recognized before you begin to speak. Remember the microphone issue and please limit your questions to one at a time. I will come back around as often as necessary until all questions are heard.

To begin our meeting, I will start with a roll call vote to determine a quorum. Just

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respond with “here”. Again, going in alphabetical order: CM Blue, Dacey, Donald, Fitzwater, Hagen, and McKay. A quorum having been established, we will begin our meeting.

The meeting began with a moment of silence followed by the Pledge of Allegiance.

**Action on the Agenda**

*Council Member Michael Blue moved to approve the agenda as presented. Council Member Jerry Donald seconded the motion that passed 7-0.*

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 – Donald	X		
District 2 – McKay	X		
District 4 – Fitzwater	X		
District 5 – Blue	X		
At-large – Dacey	X		
At-large – Hagen	X		
Presiding Officer – Keegan-Ayer	X		

**Public Comment was heard from:**

- None

**Business Items:**

**Budget Adjustments**

J-21-129 – Accounting, Finance Division and Board of Education School Construction Fund Budget Amendment #21-02

J-21-130 – Office of Economic Development, County Executive's Office

J-21-132 – Board of Elections Office

J-21-137 – Frederick County Public Libraries

J-21-138 – Frederick County Public Libraries

J-21-141 – Administrative Services, Fire and Rescue Services Division

J-21-142 – Emergency Management Division

*Council Member Jessica Fitzwater moved to approve Budget Adjustments J-21-129, J-21-130, J-21-132, J-21-137, J-21-138, J-21-141 and J-21-142 as presented. Council Member Jerry Donald seconded the motion that passed 7-0.*

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 – Donald	X		

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District 2 – McKay	X		
District 4 – Fitzwater	X		
District 5 – Blue	X		
At-large – Dacey	X		
At-large – Hagen	X		
Presiding Officer – Keegan-Ayer	X		

**Approval of Minutes from November 10, and November 17, 2020.**

*Council Member Jessica Fitzwater moved to approve the minutes from November 10, and November 17, 2020 as presented. Council Member Steve McKay seconded the motion that passed 7-0.*

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 – Donald	X		
District 2 – McKay	X		
District 4 – Fitzwater	X		
District 5 – Blue	X		
At-large – Dacey	X		
At-large – Hagen	X		
Presiding Officer – Keegan-Ayer	X		

**Confirmation of County Executive's Appointments to the Frederick County Boards and Commissions**

Joyce Grossnickle, Administrative Officer, briefed the Council on the Confirmation of County Executive's Appointments to Boards and Commissions.

**Solid Waste Advisory Committee**

*Council Member Kai Hagen moved to approve Linda Coyle, Deborah Moran, and Katherine Esposito to the Solid Waste Advisory Committee to terms as presented by staff. Council Member Jessica Fitzwater seconded the motion that passed 7-0.*

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 – Donald	X		
District 2 – McKay	X		
District 4 – Fitzwater	X		
District 5 – Blue	X		
At-large – Dacey	X		
At-large – Hagen	X		
Presiding Officer – Keegan-Ayer	X		

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Veterans Advisory Council

*Council Member Steve McKay moved to approve Paul Hunter to the Veterans Advisory Council to terms as presented by staff. Council Member Kai Hagen seconded the motion that passed 7-0.*

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 – Donald	X		
District 2 – McKay	X		
District 4 – Fitzwater	X		
District 5 – Blue	X		
At-large – Dacey	X		
At-large – Hagen	X		
Presiding Officer – Keegan-Ayer	X		

**Confirmation of County Executive's Appointments to the Frederick County Sustainable Monocacy Commission**

Joyce Grossnickle, Administrative Officer, briefed the Council on the Confirmation of County Executive's Appointments to the Frederick County Sustainable Monocacy Commission.

Sustainable Monocacy Commission

*Council Member Jessica Fitzwater moved to approve Matt Moran, Glen Dunham, R. Gary Magnuson, Kimberly Stewart, Bill Allen, Peter Sicila, Jr., Andrew Celmer, Charles Eirkson III, Alonnie Ropp, Alderman Roger Wilson and Council Member Jerry Donald to the Sustainable Monocacy Commission to terms as presented by staff. Council Member Kai Hagen seconded the motion that passed 7-0.*

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 – Donald	X		
District 2 – McKay	X		
District 4 – Fitzwater	X		
District 5 – Blue	X		
At-large – Dacey	X		
At-large – Hagen	X		
Presiding Officer – Keegan-Ayer	X		

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**The City of Frederick Annexation - Lupcho Property**

John Dimitriou, Principal Planner, Planning & Permitting Division, presented information to the Council on the City of Frederick Annexation – Lupcho Property.

*Council Member Kai Hagen moved to approve Finding of substantially different density between the county zone and the city zone. Determination as to whether to grant express approval for development to proceed and for zoning to be applied to the property prior to five years from the date of annexation, or March 5 2025 as presented. Council Member Michael Blue seconded the motion that passed 6-1.*

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 – Donald	X		
District 2 – McKay	X		
District 4 – Fitzwater	X		
District 5 – Blue	X		
At-large – Dacey	X		
At-large – Hagen	X		
Presiding Officer – Keegan-Ayer		X	

**Workshop - Sign Modification in PUD and MXD**

Council Member Kai Hagen, Michael Wilkens, Director Development Review, Planning & Permitting Division and Kathy Mitchell, Assistant County Attorney, presented information to the Council on Sign Modification in PUD and MXD.

**Election of Council President and Vice President for 2020-2022 Term**

*Council Member Kai Hagen moved the nomination of Council President M.C. Keegan – Ayer to continue the role of President for the Council for 2020-2022 Term. Council Member Steve McKay seconded the motion that passed 6-0-1. President M.C. Keegan-Ayer abstained from the vote.*

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 – Donald	X		
District 2 – McKay	X		
District 4 – Fitzwater	X		
District 5 – Blue	X		
At-large – Dacey	X		
At-large – Hagen	X		
Presiding Officer – Keegan-Ayer			X

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*Council Member Kai Hagen moved the nomination of Council Vice President Michael Blue to continue the role of Vice President for the Council for 2020-2022 Term. Council Member Jerry Donald seconded the motion that passed 6-0-1. Vice President Michael Blue abstained from the vote.*

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 – Donald	X		
District 2 – McKay	X		
District 4 – Fitzwater	X		
District 5 – Blue			X
At-large – Dacey	X		
At-large – Hagen	X		
Presiding Officer – Keegan-Ayer	X		

**Public Comment was heard from:**

- Gene Stanton
- Maureen Grayzeck
- Mark Jafari
- Kate Burke
- Lisa Jarosinski
- Mari Lee

**Council Member Comments:**

Council Member comments were provided.

**Adjourn**

The meeting adjourned at 7:15 p.m.

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M.C. Keegan-Ayer, President  
County Council